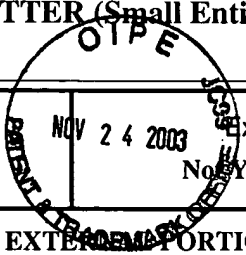


AMENDMENT TRANSMITTAL LETTER (Small Entity)				Docket No. 45568-00476							
Applicant(s): EASTER et al											
Serial No. 10/678,959	Filing Date October 2, 2003		Examiner Not Yet Assigned	Group Art Unit Not Yet Assigned							
Invention: "RETENTION APPARATUS FOR AN EXTENSIBLE PORTION OF A SEMI-IMPLANTABLE HEARING AID"											
<u>TO THE COMMISSIONER FOR PATENTS:</u>											
Transmitted herewith is an amendment in the above-identified application.											
☐ Small Entity status of this application has been established under 37 CFR 1.27 by a verified statement previously submitted.											
☐ A verified statement to establish Small Entity status under 37 FR 1.27 is enclosed.											
The fee has been calculated and is transmitted as shown below.											
CLAIMS AS AMENDED											
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE						
TOTAL CLAIMS	27 -	27 =	0 x	\$9.00	\$0.00						
INDEP. CLAIMS	3 -	3 =	0 x	\$43.00	\$0.00						
Multiple Dependent Claims (check if applicable) ☐					\$0.00						
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$0.00						
☒ No additional fee is required for amendment.											
☐ Please charge Deposit Account No. _____ in the amount of _____											
☐ A check in the amount of _____ to cover the filing fee is enclosed.											
☐ The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. _____											
☐ Any additional filing fees required under 37 C.F.R. 1.16.											
☐ Any patent application processing fees under 37 CFR 1.17.											
 Signature			Dated: November 20, 2003								
Travis C. Stephenson, Esq. Registration No. 45,132 MARSH FISCHMANN & BREYFOGLE LLP 3151 South Vaughn Way, Suite 411 Aurora, Colorado 80014 (720)562-5500			<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td colspan="2">I certify that this document and fee is being deposited on Nov. 20, 2003 with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.</td> </tr> <tr> <td colspan="2" style="text-align: center;">  Signature of Person Mailing Correspondence </td> </tr> <tr> <td colspan="2" style="text-align: center;"> Bobbye D. Simon Typed or Printed Name of Person Mailing Correspondence </td> </tr> </table>			I certify that this document and fee is being deposited on Nov. 20, 2003 with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.		 Signature of Person Mailing Correspondence		Bobbye D. Simon Typed or Printed Name of Person Mailing Correspondence	
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 Signature of Person Mailing Correspondence											
Bobbye D. Simon Typed or Printed Name of Person Mailing Correspondence											
CC:											



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:

EASTER, et al

Serial No.: 10/678,959

Filed: October 2, 2003

Confirmation No.:

Atty. File No.: 45568-00476

For: "RETENTION APPARATUS FOR AN
EXTERNAL PORTION OF A
SEMI-IMPLANTABLE HEARING AID"

) Group Art Unit: Not Yet Assigned

) Examiner: Not Yet Assigned

) **FIRST PRELIMINARY AMENDMENT**

CERTIFICATE OF MAILING I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450 ON <u>November 20, 2003</u>. MARSH FISCHMANN & BREYFOGLE, LLP BY: <u>Bobbie D. Simon</u> Bobbie D. Simon

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Prior to the initial review of the above-identified patent application by the Examiner, please enter the following Preliminary Amendment. Although Applicant does not believe that any fees are due based upon the filing of this Preliminary Amendment, please charge any such fees to Deposit Account No. 50-1419.

Please amend the above-identified patent application as follows: